Title 129 - Nebraska Air Quality Regulations

Chapter 32 - DUST; DUTY TO PREVENT ESCAPE OF

- <u>001</u> Handling, Transportation, Storing. No person may cause or permit the handling, transporting or storage of any material in a manner which may allow particulate matter to become airborne in such quantities and concentrations that it remains visible in the ambient air beyond the premises where it originates.
- OO2 Construction, Use, Repair, Demolition. No person may cause or permit a building or its appurtenances or a road, or a driveway, or an open area to be constructed, used, repaired or demolished without applying all such reasonable measures to prevent particulate matter from becoming airborne so that it remains visible beyond the premises where it originates. The Director may require such reasonable measures as may be necessary to prevent particulate matter from becoming airborne, including but not limited to paving or frequent cleaning of roads, driveways and parking lots; application of dust-free surfaces; application of water; and the planting and maintenance of vegetative ground cover.
- <u>003</u> Notwithstanding any other provision of this Chapter, the Department shall not regulate emissions from normal farming practices, on-farm crop drying and handling, and animal feeding activities, provided that reasonable and practical measures to limit particulate matter from such sources are utilized.

Enabling Legislation: Neb. Rev. Stat. \$\$81-1504(1)(2); \$1-1505(12)

Legal Citation: Title 129, Ch. 32, Nebraska Department of Environmental Quality

# Chapter 32

### EPA Rulemakings

40 C.F.R. 52.1420(c)(41) CFR:

FRM: 60 FR 372 (01/04/95)

PRM: 60 FR 418 (01/04/95)

State Submission: 2/16/94 State Proposal: 12/17/93 State Final: 6/26/94 APDB File: NE-31

The EPA approved the renumbering of this rule as part of the overall Description:

recodification of the Nebraska rules. The rule was previously Chapter 17. The state revised the applicability of the rule to certain farming

All previous versions of the rule are obsolete; the record of prior Note:

rulemakings is shown below for historical purposes only.

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40 C.F.R. 52.1420(c)(37) CFR:

FRM: 54 FR 21059 (5/16/89)

PRM: None

State Submission: 6/15/88 State Proposal: 2/5/88 State Final: 6/5/88 APDB File: NE-21

The EPA reapproved this rule as Chapter 17 as part of an action to update Description:

the entire set of regulations in Nebraska SIP.

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40 C.F.R. 52.1420(c)(4) CFR:

FRM: 41 FR 8962 (3/2/76)

PRM. None

State Submission: 6/9/72 State Proposal: Unknown State Final: 6/6/72 APDB File: NE-00

Description: As part of an action to clarify the list of SIP revisions submitted by the

states, the EPA reapproved this rule. There were no apparent changes.

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CFR: 40 C.F.R. 52.1420(a)
FRM: 37 FR 10842 (5/31/72)

PRM: None

State Submission: 1/28/72
State Proposal: Unknown
State Final: 6/6/72
APDB File: NE-00

Description: The EPA approved this as Rule 21 pertaining to fugitive dust in the

original SIP.

Difference Between the State and EPA-Approved Regulation

None.